

AGENDA

**SPECIAL MEETING
BOARD OF COMMISSIONERS
CITY OF FRANKFORT, KENTUCKY
315 WEST SECOND STREET
FRANKFORT, KY 40601
(502) 875-8500**

**AUGUST 14, 2006
5:20 P.M.**

1. CALL TO ORDER/ROLL CALL

2. SECOND READING: An Ordinance amending Ordinance No. 8, 1983 Series by amending the City of Frankfort Zoning Ordinance - Article 17, Section 17.10 Design Guidelines for Exterior Remodeling, Subsection 17.10.9.A. - Walls and Fences.

Purpose: To amend the City's Zoning Ordinance as reviewed by the Frankfort/Franklin County Planning Commission and the Zoning Update Committee by amending the City of Frankfort Zoning Ordinance - Article 17, Section 17.10 Design Guidelines for Exterior Remodeling, Subsection 17.10.9.A. - Walls and Fences. Specifically, the request is to provide an exception to the fence material (allowing vinyl) within the Special Capitol District when specific conditions apply.

Background: On July 11, 2005, the Mayor sent a memorandum to the City Manager requesting an amendment to Article 17 of the Zoning Ordinance. The basis of the amendment is to allow vinyl as an acceptable material for fence construction in the Special Capitol District. As instructed by the City Manager, staff has prepared language amending the ordinance.

On August 16, 2005, this proposed amendment was forwarded to the Architectural Review Board for comments. They unanimously opposed the requested amendment and did not support any vinyl fence material to be allowed by right.

On October 6, 2005, the Zoning update committee tabled this item to the next zoning update meeting for further discussion and to allow staff to address the following items:

- Should wood grain features be included in material type; provide minimum standards and quality of material if this is to go forward; availability of vinyl fence material locally; seek Ky Heritage Council comments concerning this and small building sheds; and obtain minutes from the ARB meeting.

On March 29, 2006 the Zoning Update Committee reconsidered the request and did not support the proposed text amendment. The failure of support of the Committee was discussed with the Mayor, and he requested that the text amendment be continued through the process.

On June 8, 2006, the Frankfort/Franklin County Planning Commission held a public hearing, closed the public hearing, approved the report as the findings rather than requesting a summary, and motioned to recommend the City of Frankfort's Board of Commissioners to **deny** the proposed text amendment. The motion passed by a vote of 5-1 (the Chair does not vote, except to break a tie).

This Ordinance had its first reading July 24, 2006.

Recommendation: The Frankfort/Franklin County Planning Commission and the Architectural Review Board has recommended **denial** of the proposed text amendment.

Attachments:

- Proposed Ordinance amendment
- The report submitted to the Planning Commission
- Minutes of the June 8, 2006 Planning Commission meeting

Contact Person

Name: Gary Muller
Title: Director
Department: Planning and Building Codes
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3. **FIRST READING:** An Ordinance adopting and enacting a new code for the city of Frankfort, Kentucky; establishing the same; providing for the repeal of certain ordinances not included therein; and providing for the manner of amending such code.

Purpose: To consider adopting and updating a Code of Ordinances for the City of Frankfort.

Background: The City of Frankfort has worked with American Legal Publishing Company to correct typographical errors included in the Code and to include Ordinances enacted since passage of the last Code. The City Clerk and City Solicitor have worked with Department Heads and American Legal Publishing to ensure accuracy of the current Code.

Financial Analysis: The original Code approved on June 21, 2004 was financed through a grant from the Kentucky Department of Libraries and Archives. The cost of this update is \$3,055, of which \$2,304 includes codification of the new ordinances, and \$700 is a reprint fee. Funds are available in Account No. 100.20.53210.

Recommendation: Approval

Attachments:

- Ordinance

Contact Person:

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Department: City Manager
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4. **Adjournment**